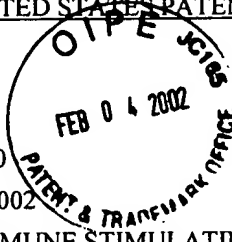


1645
Box 18eq.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: BOHACH
Serial No.: 09/555,115
Filed: AUGUST 1, 2000
Due Date: JANUARY 19, 2002
Title: NON-TOXIC IMMUNE STIMULATING ENTEROTOXIN COMPOSITIONS

Examiner: M. NAVARRO
Group Art Unit: 1645
Docket: 12136.1USWO



TECH CENTER 1600/2900

FEB 07 2002

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CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence and the paper(s), as described herein, are being deposited in the United States Postal Service, as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231, on January 16, 2002.

By:

Kristine A. Walck
Kristine A. Walck

Commissioner for Patents
Washington, D.C. 20231

COPY OF PAPERS
ORIGINAL FILED

Sir:

We are transmitting herewith the attached:

- ☒ Transmittal Sheet in duplicate containing Certificate of Mailing
- ☒ Computer readable form of Sequence Listing. Applicants state that the paper copy form of the Sequence Listing section of the present application, and the computer readable form submitted herewith, are the same.
- ☒ Other: Response to Notice to Comply with Sequence Listing Requirements and Restriction Requirement and copy of Notice to Comply with Requirements for Patent Applications Containing Nucleotide Sequence and/or Amino Acid Sequence Disclosures
- ☒ Return postcard

Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers or any future reply, if appropriate. Please charge any additional fees or credit overpayment to Deposit Account No. 13-2725. A duplicate of this sheet is enclosed.

MERCHANT & GOULD P.C.
P.O. Box 2903, Minneapolis, MN 55402-0903
612.332.5300

By:

Melissa Jean Pytel
Name: Melissa Jean Pytel
Reg. No.: 41,512
MPytel:PSTkaw



S/N 09/555,115



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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| | | | |
|-------------|---|-----------------|-------------|
| Applicant: | BOHACH | Examiner: | M. NAVARRO |
| Serial No.: | 09/555,115 | Group Art Unit: | 1645 |
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By: *Kristine A. Wacek*

Name: *Kristine A. Wacek*

RESPONSE TO NOTICE TO COMPLY WITH SEQUENCE LISTING
REQUIREMENTS AND RESTRICTION REQUIREMENT

Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

In response to the Notice to Comply with Requirements for Patent Applications Containing Nucleotide and/or Amino Acid Sequence Disclosures and the Restriction Requirement issued therewith, Applicant submits a computer readable form (CFR) of the Sequence Listing and a paper copy of the Sequence Listing. The content of the paper and computer readable copies are the same and include no new matter. Applicant respectfully requests that the Sequence Listing be entered into the Specification along with the amendments to the specification shown below. ✓

In response to the Restriction Requirement, Applicant elects Group I (claims 1-22 and 25-26) without traverse. Please cancel claims 23-24 without prejudice. ✓



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Application No.: 09/555,115
**NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS CONTAINING
NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE DISCLOSURES**

The nucleotide and/or amino acid sequence disclosure contained in this application does not comply with the requirements for such a disclosure as set forth in 37 C.F.R. 1.821 - 1.825 for the following reason(s)

- ☒ 1. This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to these regulations, published at 1114 OG 29, May 15, 1990 and at 55 FR 18230, May 1, 1990.
- ☐ 2. This application does not contain, as a separate part of the disclosure on paper copy, a "Sequence Listing" as required by 37 C.F.R. 1.821(c).
- ☐ 3. A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 C.F.R. 1.821(e).
- ☐ 4. A copy of the "Sequence Listing" in computer readable form has been submitted. However, the content of the computer readable form does not comply with the requirements of 37 C.F.R. 1.822 and/or 1.823, as indicated on the attached copy of the marked -up "Raw Sequence Listing."
- ☐ 5. The computer readable form that has been filed with this application has been found to be damaged and/or unreadable as indicated on the attached CRF Diskette Problem Report. A Substitute computer readable form must be submitted as required by 37 C.F.R. 1.825(d).
- ☐ 6. The paper copy of the "Sequence Listing" is not the same as the computer readable form of the "Sequence Listing" as required by 37 C.F.R. 1.821(e).
- ☐ 7. Other: _____

Applicant Must Provide:

- ☒ An initial or substitute computer readable form (CRF) copy of the "Sequence Listing".
- ☒ An initial or substitute paper copy of the "Sequence Listing", as well as an amendment directing its entry into the specification.
- ☒ A statement that the content of the paper and computer readable copies are the same and, where applicable, include no new matter, as required by 37 C.F.R. 1.821(e) or 1.821(f) or 1.821(g) or 1.825(b) or 1.825(d).

For questions regarding compliance to these requirements, please contact:

For Rules Interpretation, call (703) 308-4216

For CRF Submission Help, call (703) 308-4212

For PatentIn software help, call (703) 308-6856

PLEASE RETURN A COPY OF THIS NOTICE WITH YOUR RESPONSE